

1 DAYLE ELIESON
2 United States Attorney
3 District of Nevada

3 TROY K. FLAKE
4 Assistant United States Attorney
5 LUIS A. GARCIA
6 Special Assistant United States Attorney
7 350 South Figueroa Street, Suite 370
8 Los Angeles, California 90071-1202
9 Telephone: (213) 894-2681
10 Facsimile: (213) 894-2064
11 E-mail: garcia.luis.a@dol.gov

12 *Attorneys for the United States.*

13 UNITED STATES DISTRICT COURT
14 DISTRICT OF NEVADA

15 R. ALEXANDER ACOSTA, Secretary of
16 Labor, United States Department of Labor,

Case No.: 2:18-cv-01185

17 Petitioner,

ORDER TO SHOW CAUSE

18 v.

19 LOCAL 872, LABORERS
20 INTERNATIONAL UNION OF
21 NORTH AMERICA,

22 Respondent.

23 Petitioner, R. Alexander Acosta, Secretary of Labor, United States Department of
24 Labor (the “Secretary”), has applied to this Court for an Order requiring Respondent
25 Local 872, Laborers International Union of North America (“Local 872”) to produce the
26 documents and records requested in the subpoena *duces tecum* issued by the Office of
27 Labor-Management Standards, U.S. Department of Labor (“OLMS”), and duly served
28 upon Local 872 on May 16, 2018 (the “Subpoena”) and to present Local 872 union
officials for interview by OLMS. Having considered the matters set forth in the
Secretary’s Petition and accompanying documents,

1 **IT IS HEREBY ORDERED** that Local 872 appears and SHOW CAUSE, if
2 any there be, why it should not be ordered by this Court to comply with the
3 Subpoena and to present Local 872 union officials for interview by OLMS.

4 **IT IS FURTHER ORDERED** that Local 872 serve and file with the Clerk of
5 this Court, no later than August 16, 2018, a response to the Secretary's Petition,
6 specifically admitting or denying each allegation of the Petition, and setting forth the
7 cause, if any there be, why the Petition should not be granted.

8 **IT IS FURTHER ORDERED** that the Secretary serve and file with the Clerk of
9 this Court, no later than August 23, 2018, his reply to Local 872's response to the
10 Secretary's Petition.

11 **IT IS FURTHER ORDERED** that Local 872 appears at a hearing to be held on
12 the Petition on Septemeber 4, 2018, at 9:30 a.m., in courtroom 3C, located in Las
13 Vegas, Nevada.

14 **IT IS FURTHER ORDERED** that the applicable 60-day statute of limitations
15 under Section 402 of the LMRDA, 29 U.S.C. § 482, is tolled as of May 16, 2018, the
16 date Local 872 was served with the Subpoena, until the Secretary notifies the Court
17 that Local 872 has complied with the Subpoena.

18 **IT IS FURTHER ORDERED** that the Secretary shall forthwith serve a copy of
19 this Order to Show Cause and the Petition and supporting documents on Local 872 in
20 accordance with Rule 4 of the Federal Rules of Civil Procedure.

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25 UNITED STATES MAGISTRATE JUDGE

26 DATED: August 2, 2018
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